

## UNITED STATES DISTRICT COURT

**FILED**

for the

December 19, 2022

Western District of Texas

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

United States of America )  
 v. )  
 Jose Guadalupe MARTINEZ-Ortiz )  
 02/05/1994 )

BY: CL  
 DEPUTY

Case No. **DR:22-3046M-01**

\_\_\_\_\_  
 Defendant(s)

**CRIMINAL COMPLAINT**

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of 12/16/2022 in the county of Maverick in the  
Western District of Texas, the defendant(s) violated:

Code Section

Offense Description

Title 18 USC 554


Smuggling of Goods from the United States

This criminal complaint is based on these facts:

On December 16, 2022, Customs and Border Protection Officers (CBPO) conducting outbound operations at the Eagle Pass Camino Real International Port of Entry Bridge # 2, encountered United States Citizen Jose Guadalupe MARTINEZ-Ortiz as the driver of a black Dodge Pickup pulling a utility trailer. MARTINEZ-Ortiz gave a negative declaration for having any weapons, ammunition, currency, or any other contraband or prohibited items. During a search of the vehicle and trailer driven by MARTINEZ-Ortiz, CBPOs found three (3) handguns, 4-gun magazines, 1074 assorted rounds of ammunition and three (3) gun scopes hidden within several appliances and boxes MARTINEZ-Ortiz was transporting to Mexico from the United States.

Homeland Security Investigations (HSI) Eagle Pass Special Agents (SA) responded and conducted a post-Miranda interview of MARTINEZ-Ortiz. Upon interview, MARTINEZ-Ortiz admitted he knew he was smuggling the three handguns and ammunition to Mexico. MARTINEZ-Ortiz admitted he was to be paid \$3000 for smuggling the handguns to Mexico. MARTINEZ also admitted he had assisted co-conspirators package and conceal some of the ammunition he was transporting. The facts of the case were relayed to an Assistant United States Attorney (AUSA) who accepted prosecution of MARTINEZ-Ortiz for violation of Title 18 USC 554, Smuggling of Goods from the United States.


☐ Continued on the attached sheet.

  
 Complainant's signature

Ariel Morales HSI Special Agent  
 Printed name and title

Sworn to before me and signed in my presence.

Date: 12/19/2022

  
 Judge's signature

City and state: Del Rio, Texas

United States Magistrate Judge Victor Garcia  
 Printed name and title